

E-Filed 9/18/09

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

SIERRA CLUB, and the
CARMEL RIVER STEELHEAD ASSOCIATION

Plaintiffs,

v.

CALIFORNIA AMERICAN WATER
COMPANY, d/b/a CALIFORNIA AMERICAN
WATER,

Defendant,

GARY LOCKE, SECRETARY OF THE UNITED
STATES DEPARTMENT OF COMMERCE, DR.
JANE LUBCHENKO, ADMINISTRATOR of the
NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION, and RODNEY McINNIS,
REGIONAL ADMINISTRATOR, SOUTHWEST
REGION, NATIONAL MARINE FISHERIES
SERVICE,

Named as FRCP 19(a)
Necessary Party Defendants.

Case Number C 09-2870 JF

**ORDER¹ CONTINUING HEARING
ON DEFENDANT'S MOTION TO
DISMISS**

Re. docket no. 22

¹ This disposition is not designated for publication in the official reports.

1 For the reasons stated on the record on September 18, 2009, the hearing on Defendant
2 California American Water Company's motion to dismiss is continued until December 18, 2009,
3 at 9:00 AM.

4
5 **IT IS SO ORDERED.**

6
7 DATED: 9/18/09

8 
9 JEREMY FOGEL
United States District Judge

1 This Order has been served upon the following persons:

2 Laurens Herby Silver larrysilver@celproject.net

3 Sandi L. Nichols snichols@allenmatkins.com, knewsome@allenmatkins.com

4
5 Srinath Jay Govindan Jay.Govindan@usdoj.gov, EFILE_WMRS.ENRD@usdoj.gov